

# THE SUCCESSOR TO JUDGE KEPOIKAI

## KINGSBURY JUDGE OF MAUI CIRCUIT, NOMINATED TO-DAY

(Associated Press Cable to The Star.)

WASHINGTON, D. C., January 22.—President Roosevelt has appointed Selden Kingsbury of Honolulu to succeed A. N. Kepoikai as Judge of the Circuit Court, Second Circuit, Maui, Molokai and Lanai, Kepoikai's resignation having been called for and submitted.

## \$337,000 FOR HAWAII GUNS

WASHINGTON, D. C., January 22.—The bill carrying appropriations for fortifications, as reported by committee, includes provision for the expenditure of \$337,000 for coast batteries in the Territory of Hawaii and \$1,000,000 for coast batteries for the Philippine islands.

## NAVAL CONFERENCE PROBABLE FAILURE

LONDON, January 22.—The belief is expressed in official circles here that the plans for an international conference on naval affairs will prove a failure.

## DEAD IN FLOOD IN GOLD MINE

JOHANNESBURG, S. Africa, January 22.—One hundred and sixty men have been drowned in the flooding of a gold mine here. Ten of the dead are whites.

## VOTES FOR SEVEN NEW MEN-OF-WAR

WASHINGTON, D. C., January 22.—The House today voted for two battleships and five torpedo boat destroyers to increase the navy.

## SENATE SEARCHES SUGAR COMBINE

WASHINGTON, D. C., January 22.—The Senate today asked for correspondence relating to the absorption of the Pennsylvania Refining Company by the American Sugar Company.

## SMYRNA QUIVERS

SMYRNA, January 22.—Another shock of earthquake was felt here today.

## FREAR OPPOSED LANAI DEAL

(Special Correspondence to The Star.)  
WASHINGTON, D. C., January 17.—The following discussion of the Lanai land exchange took place during the hearing of land matters on December 14 before the House Committee on the Territories:

The Chairman—I had understood that there had been some transfers made on the island of Lanai.

Governor Frear—Yes, sir. The Chairman—I never inquired as to how that was brought about. Tell us something about the methods that are existing now in that respect.

Governor Frear—In that case there were several tracts which aggregated about 47,000 acres on the island of Lanai, which is a barren island, and it was thought by my predecessor and others who looked into the matter that it would be better to exchange them for other lands, with a view to bringing in those lands and others which were sandwiched in with them under one control, because these lands were overrun with goats, which had pretty nearly destroyed the forest, and the land was rapidly getting into such condition that it was blowing away, so to speak. The goats were killing off the vegetation, and it was thought that, for the purpose of saving the island as well as for acquiring property which the Territory desired, that exchange should be made. The land was so dry that it was thought to be little use except that of sheep raising.

The Chairman—Where did the land go which was received for exchange for the land on the island of Lanai?

Governor Frear—That was chiefly land situated in the city of Honolulu, adjoining private land for homestead or in the suburbs of Honolulu, which purposes.

might add, however, in regard to that, that I was strongly opposed to the exchange as a matter of policy. The question of the validity of that exchange is now before the Federal Supreme Court.

The Chairman—I never knew much about the details, but I was impressed in a sort of general way in relation to the exchange, and I wondered about the power to make such extensive exchanges like that.

Governor Frear—Yes, sir; it is a question whether there was authority to do that. That matter is now before the Federal Supreme Court. I have myself adopted the policy of not exchanging large tracts of country land for small tracts of more valuable city lands, because experience seems to indicate, to my mind at least, that very much of the country land which we think now is not adapted to purposes of settlement may be found to be so as soon as we get further along in our knowledge.

The Chairman—And may furnish settlements for the people?

Governor Frear—May furnish settlements for the people; that is the idea. I have so far made but one exchange of country land, and that was an exchange of country land for country land. About 1,200 acres of good homestead land was obtained in exchange for 888 acres that could not be used, at least probably not for thirty or forty years, for homesteads at all. Not only that, but the people with whom the exchange was made have decided to cut up 1,200 acres more of their land situated in the city of Honolulu, adjoining private land for homestead or in the suburbs of Honolulu, which purposes.

## COFFEE FIGHT HOT OUR ABE AT FRONT

PREDICTION THAT THE GOVERNMENT'S NEED OF REVENUE WILL RESULT IN A SIX CENT TARIFF—A MEASURE THAT WOULD RESTORE PROSPERITY TO THE COFFEE PLANTATIONS OF THESE ISLANDS—A NEWSPAPER DISCUSSION.

House of Representatives, U. S. Washington, D. C.

January 21, 1909.  
EDITOR STAR:—I beg to enclose you editorial from the Washington Post. I will send you material as the fight progresses. It is waxing hot now, and the enemy have been firing their whole broadside batteries into us, but we will stand by the fort.

Aloha nui to you and all friends,

ABE LOUISSON.  
House Office Building,  
Room 488,  
Washington, D. C.

more strength than its local friends ever hoped for,—with the exception of Abe Louisson, who is at the front and in the thick of the fight. The editorials sent here by him referred to above contain predictions by the New York Sun,—which opposes the tariff,—and the Washington Post,—which supports it,—that there will be a duty on coffee. The duty mentioned, six cents, is believed to be enough to restore all Hawaii coffee plantations on a basis of prosperity. Following are the editorials referred to:

New York Sun: It is reported from Washington that the Ways and Means Committee of the House of Representatives intends to include in the tariff bill now in course of preparation a paragraph imposing a tax of five or six cents a pound on coffee. We do not believe it. Yet it may be true, and

The coffee tariff proposition is apparently coming to the front with

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## RAISE JURY FEES

(Special Correspondence.)

WASHINGTON, D. C., January 4.—The attention of Senator Clark, Chairman of the Senate Committee on the Judiciary, has been called to the desirability of increasing the fees of witnesses in United States courts for the District of Hawaii. An effort was made during the last session of Congress to have the fees of witnesses increased in the District of Hawaii, but it was defeated when the bill carrying an increase in other States and Territories was under consideration. Senator Clark will give the matter attention during this session of Congress with the view to having fees in Hawaii increased.

CLOSE OF SALE.  
The big millinery clearance sale at Sachs' will close Saturday at 5 o'clock. Big bargains till then.

GET A BOTTLE TODAY.  
Guard the health of your family by keeping at hand a bottle of Chamberlain's Cough Remedy. It has no equal for coughs, colds and croup. For sale by all dealers, Benson, Smith & Co., agents for Hawaii.

IMPORTED CANDIES.  
The Alexander Young Cafe has just received Silver Dragees, and French Gum Drops. Try them.

February 6, Tag Day, will interest everybody.

Fine Job Printing, Star Office.

## ESTATES HELD UP IN COURT

NO LESS THAN TWENTY-EIGHT MATTERS IN PROBATE ARE UN-DULY DELAYED.

It looks as if a move were about to be made to compel negligent executors, administrators and guardians to attend to their duties. Clerk Simonton at considerable labor has investigated the records with the result of finding no less than twenty-eight matters hung up in probate. The estates in some cases are quite large and no doubt some of the lawful beneficiaries are distressed to some extent by being kept out of their inheritances through the delay of settlement. Herewith is a report on the subject made by Mr. Simonton to the Chief Justice:

Honolulu, January 16, 1909.  
Honorable A. S. Harnwell, Chief Justice of the Supreme Court, Territory of Hawaii.

Sir: Following is a memorandum of probate matters pending in the Circuit Court of the First Judicial Circuit, Territory of Hawaii, and remaining undisposed of, instituted and commenced before the Honorable W. J. Robinson, Third Judge of said court, from the 17th day of February, A. D. 1902, the date on which he took office as such Third Judge, up to and including the 31st day of December, A. D. 1908:

Estate Timothy B. Murray, deceased. Charles F. Murray, administrator. Appointed April 16, 1902. Inventory filed April 30, 1902. Value of estate, as shown by petition \$2,500. No proceedings had or taken since filing of inventory. Peterson & Mathewman represented petitioner.

Estate George B. Houghtaling, deceased. B. W. Houghtaling administrator. Appointed July 9, 1902. Inventory and appraisement filed August

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## TO PAY POLICE

Police payrolls are expected to come up for consideration at this afternoon's meeting of the Board of Supervisors. The new police will want their pay for the month of January and Chairman Cox of the Police Committee of the Board expects to hand in the demands to the Board at 4:30 p. m. today.

Cox explained last evening that he had been sick for a couple of weeks and had heretofore not been able to get at the work of preparing the demands for the Board's consideration. He and Quinn and Ahia met this morning to complete the work of the committee. It is not anticipated that there will be any dispute over the items of the police department.

The matter of the engagement of a tourist agent and guide was discussed at yesterday's meeting of the Promotion Committee. T. H. Petrie's appointment in charge of the Floral Parade was formally announced by Chairman Bowen.

Our watches are moderate in price. Correct in performance and lasting in quality. H. Culman, Fort near Hotel street.

Best cup of coffee in the city at New England Bakery.

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Wholesale Merchant on Hotel street has received the largest consignment of Japanese goods which he is disposing of at very reasonable prices. Mr. K. Yamamoto is always the first man to import the first crop of goods from Japan, and we can promise the best of treatment from this popular merchant.

Fine Job Printing, Star Office.

## KUHIO TAKES A NEW STEP

AN APPARENT CUTTING LOOSE FROM THE GOVERNOR'S POLICIES AS STATED BEFORE HOUSE COMMITTEE IN WASHINGTON LAST MONTH—THE DELEGATE WANTS HAWAII LEGISLATURE ALLOWED TO MAKE LAND LAWS.

(Correspondence of The Star.)

Delegate Kalaniana'ole has introduced in the House a bill to give the legislature of Hawaii complete power to change the land laws of the Territory. The bill was introduced on January 4, after the committee on Territories had some lengthy hearings, during which Governor Frear explained in detail his views of the land laws and recommended that Congress make a number of changes in the laws.

During these hearings the matter of placing the power to make land laws in the hands of the Hawaiian legislature was not discussed.

Delegate Kuhio's bill, which was referred to the Committee on Territories and ordered printed, is in the following form:

"Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section seventy-three of the Act entitled 'An Act to provide a government for the Territory of Hawaii', approved April thirtieth, nineteen hundred, be amended by the addition of the following: 'The legislature of the Territory of Hawaii shall have power to alter, amend, or repeal the land laws applicable to the Territory on and after the passage of this Act.'"

## CITY CLERK MAKES PREMATURE DEMAND

PRESENTS BILLS, AFTER VETOED AND MAYOR IS OVERRIDEN, TO FEIN TO COUNTERSIGN, THEN HOLDS THEM BACK FOR HIS OWN CERTIFICATION—APPARENT DESIRE WHICH FAILED TO BRING CONTEST TO A HEAD LAST NIGHT.

When Mayor Fern arrived at his elegant new office in the McIntyre building this morning he inquired, after bidding good morning to Secretary C. L. Rhodes, as to the whereabouts of the payrolls sustained by the Supervisors last night over His Honor's head, wishing to look them over to countersign or not to countersign—that was the question.

Secretary Rhodes, with a comprehensive gesture, indicated that they were "out of sight."

They were, in fact, in the hands of the County Clerk, Kalaokalani, who had been understood to promise to deliver them early in the morning.

At last night's Supervisorial meeting, when the Republican Sextet overrode the Mayor's veto of the general expense appropriations for payrolls, etc., Deputy City and County Attorney F.

W. Milverton, who regularly attends the Board's meetings, suggested that it was advisable that the bills be presented to the Mayor for countersignature. Then, as if inspired, and without any suggestion as far as could be observed, unless it was a kick under the table or a wink, Clerk Kalaokalani arose and made a technically neat speech to the Mayor to the effect that he there and then presented to His Honor the bills duly passed and ordered paid by the Board of Supervisors (6 to 1) for the Mayor's countersigning. And the Mayor said he would take the matter of

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